GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS & T Dept., – Diversion of 10.02 ha. in Sy.No. 505 of Chaganam (V) (Compartment no. 108) and Sy.no. 528 of Molakalapundla (V), Compartment no. 107 of Sydapuram Mandal, SPSR Nellore District for grant of quarry lease of Mica, Quartz & Feldspar in favour of M/s Krishna Mining Company, Mg. Partner Sri G. Bharath – Permission accorded – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 64 **Dated: 03-11-2025**

Read the following:-

1. From the PCCF & HoFF, A.P., Lr.Ref.No.EFS02-15029/ 20/2019 FCASEC-PCCF/FCA-3, dated 15.06.2021.
2. State Govt.Lr.No.1028/Sec.II/2021, EFS&T(Sec.II) Dept., dated 16.09.2021.
3. From GoI, MoEF & CC, IRO, Vijayawada, Lr.No.4-APC137/2021-VIJ/814, dated 31.03.2023.
4. From the PCCF & HoFF, Lr.Rc.No.EFS02-15029/20/2019 – FCASEC-PCCF/FCA-3, Dated:24.09.2024.
5. Govt. Letter No.1028/Sec.II/2021/1434333, dated 18.10.2024
6. From the GoI, MoEF&CC, Lr.F.No.4-APC137/2021-VIJ/498, dated 30.10.2024.

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ORDER:

In the letter 1st read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a statutory proforma proposal seeking prior approval of the Central Government under Section-2 (1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, for Diversion of 10.02 ha. in Sy.No. 505 of Chaganam (V) (Compartment no. 108) and Sy.no. 528 of Molakalapundla (V), Compartment no. 107 of Sydapuram Mandal, SPSR Nellore District for grant of quarry lease of Mica, Quartz & Feldspar in favour of M/s Krishna Mining Company, Mg. Partner: Sri G. Bharath.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests & HoFF, A.P., was sent to the Government of India, Ministry of Environment, Forest & Climate Change, Sub-office at Vijayawada of the Regional Office, for in-principle approval under Section-2 (1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment, Forest & Climate Change, Sub-office at Vijayawada of the Regional Office, has accorded in-principle approval under Section 2(1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, for Diversion of 10.02 ha. in Sy.No. 505 of Chaganam (V) (Compartment no. 108) and Sy.no. 528 of Molakalapundla (V), Compartment no. 107 of Sydapuram Mandal, SPSR Nellore District for grant of quarry lease of Mica, Quartz & Feldspar in favour of M/s Krishna Mining Company, Mg. Partner: Sri G. Bharath, and has requested to submit the compliance report on the conditions stipulated therein within the prescribed time for final approval.

4. In the letter 4th read above, the Principal Chief Conservator of Forests & Head of Forest Force, A.P., has furnished a compliance report on the conditions stipulated in the in-principle approval for onward submission to the Government of India, Ministry of Environment, Forest & Climate Change, Sub-office at Vijayawada of the Regional Office, for final approval for the above proposal. The same has been forwarded to the Government of India, Ministry of Environment, Forest & Climate Change, Sub-office at Vijayawada of the Regional Office, for the grant of final approval under Section 2(1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, vide letter in the 5th read above.

5. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Sub-office at Vijayawada of the Regional Office, has granted final approval under Section 2(1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, for Diversion of 10.02 ha. in Sy.No. 505 of Chaganam (V) (Compartment No. 108) and Sy.No. 528 of Molakalapundla (V), Compartment No. 107 of Sydapuram Mandal, SPSR Nellore District for grant of quarry lease of Mica, Quartz & Feldspar in favour of M/s Krishna Mining Company, Mg. Partner: Sri G. Bharath, subject to fulfilment of relevant conditions stipulated therein.

6. Government, after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for Diversion of 10.02 ha. in Sy.No. 505 of Chaganam (V) (Compartment No.108) and Sy.No.528 of Molakalapundla (V), Compartment No.107 of Sydapuram Mandal, SPSR Nellore District for grant of quarry lease of Mica, Quartz & Feldspar in favour of M/s Krishna Mining Company, Mg Partner Sri G. Bharath, subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged;

ii. Demarcation of the forest area proposed for diversion shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 at the cost of the User Agency. The User Agency shall ensure demarcation of boundary of safety zone;

iii. Compensatory afforestation over the identified non-forest land over an extent of 10.58 ha of non-forest area in Sy No 802/2 of Molakalapundla (V), Sydapuram (M) SPSR Nellore District shall be raised and maintained by the State Forest Department from the funds to be provided by the User Agency;

iv. A minimum of 1000 plants / ha of diverted forest area shall be planted in the identified CA land. In case, the required numbers could not be planted therein, the balance shall be planted in the nearby RF/PF by the State Forest Department at the cost of the User Agency;

v. The approved CA land and compensatory afforestation scheme shall not be changed without prior approval of the Central Government;

vi. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;

vii. The User Agency shall carry out mining operations over the proposed specified extent of area under each method ie. open cast and underground mining and in case of any change in land use is required, then prior approval of GoI shall be obtained;

viii. The User Agency in consultation with the State Forest Department shall carryout reclamation activities in the balance area of 9.89 ha (within 19.91 ha which was earlier approved in favour of Sri G Ramesh Babu) at the cost of the project. Such reclamation activities shall be taken up within two years from the date of beginning of the mining activity under the subject project area;

ix. Two old building infrastructure reported to be existing over an extent of ha prior to enactment of FCA, 1980, may be allowed to be utilized during proposed lease period, with a condition that, no additional area shall be utilized for infrastructure and its allied activity and in any way the buildings shall not be utilized for residential purpose;

x. In case the amount earmarked under CA scheme for fencing is not sufficient, same shall be revised according to field condition and amount shall be realized accordingly from the User Agency;

xi. Dumping shall not be done in the forest area;

xii. To ensure timely completion of reclamation activities by the user agency, a bank guarantee @ Rs. 1 lakh per ha of area being diverted shall be deposited with the DFO concerned which will be released to the user agency after the satisfactory completion of reclamation works and certified by the RO of the Ministry. The Bank Guarantee will be forfeited in the event of failure to undertake the reclamation works.

xiii. As the User Agency submitted approved mining area for 5 years, the User Agency shall submit revised approved mining plan to Sub Office, Vijayawada (issued by the competent authority for a specified period) before commencement of mining activity from sixth year onwards;

xiv. As proposed in the Mining plan, plantation shall be carried out wherever possible on the surface where underground mining is proposed;

xv. In case the mining lease is adjoining habitation, the stretch of the boundary of the safety zone of the lease adjacent to the habitation/roads should be properly fenced by the User Agency at the project cost to protect the vegetation/regeneration activities in the safety zone;

xvi. The safety zone shall be maintained as a green belt and to ensure dense canopy cover in the area, regeneration activity shall be taken up by the User Agency at the project cost under the supervision of the State Forest Department;

xvii. The State Forest Department shall carry out afforestation and its maintenance degraded forest land over 1½ times the extent of safety zone at the project cost;

xviii. The State Forest Department shall undertake gap planting and soil and moisture conservation activities to restock and rejuvenate the degraded open forest (having crown density less than 0.4), if any, located in the area within 100 meters from the outer perimeter of the mining lease using native species at the project cost;

xix. The User Agency shall undertake mining and reclamation as per the approved mining plan, and submit an annual compliance report to the Sub Office, Vijayawada;

xx. The diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) amendment Act, 2015, or Rules framed there under. The User Agency shall submit a copy of the mining lease once obtained, to the Sub Office, Vijayawada for record;

xxi. The User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;

xxii. The consent of the State Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations, and it shall be renewed regularly;

xxiii. No labour camps shall be established on the forest land. The User Agency shall provide firewood, preferably alternate fuel, to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;

xxiv. The layout plan of the proposal shall not be changed without prior approval of the Central Government;

xxv. The User Agency and the State Government shall ensure compliance to all the Acts, Rules, Regulations, Court Orders and Guidelines of the Ministry, for the time being in force, as applicable to such project;

xxvi. The forest land shall not be used for any purpose other than that specified in the proposal and total forest area utilized for the project shall not exceed 10.02 ha (including safety zone area);

xxvii. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without prior approval of the Central Government;

xxviii. Any other conditions that the Central Government may impose from time to in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency;

xxix. Violation of any of these conditions will amount to violation of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and action would be taken as prescribed under the Act, Rules and Guidelines relevant.

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KANTILAL DANDE
PRINCIPAL SECRETARY TO GOVERNMENT

To :

The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Mangalagiri, Guntur District.

Copy to:

1.The Inspector General of Forests,
ROHQ, MoEF&CC, Indira Paryavaran Bhavan,
Jor Bagh Road, Aliganj, New Delhi – 110 003.
2. The Assistant Inspector General of Forests (Central),
GoI, MoEF&CC, Sub-office at Vijayawada of
Regional Office, Chennai, Green House Complex,
Gopal Reddy Road, Vijayawada – 520 010.
3. M/s Krishna Mining Company,
Mg. Partner: Sri G. Bharath,
SPSR Nellore District.
4.SC/SF

//FORWARDED :: BY ORDER//

SECTION OFFICER